



MEMORANDUM

TO: Parks and Recreation Board

FROM: Michael J. Heitz, AIA, Director
Parks and Recreation Department

DATE: June 22, 1995

SUBJECT: Gillis Park, Water Quality Pond
Permanent Drainage Use Agreement

The Department of Public Works and Transportation has requested approval of a 24,648 sq. ft. (0.566 ac.) permanent drainage use agreement for part of Gillis Park to construct a water quality pond.

The letter of request giving more details of the project and the metes and bounds field notes descriptions of the use agreement are attached.

The water quality pond will collect initial run-off from the storm drainage system and pass it through the filtration system before discharging into East Bouldin Creek. This pond is being installed to study the feasibility of urban retrofit water quality ponds in the Town Lake watershed.

I am satisfied that this alignment and the method of construction is the most feasible and prudent alternative for the construction of this project and that all reasonable planning to minimize harm to the parkland has been carried out.

Recommendation

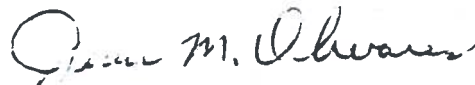
I recommend approval of the request for a 24,648 sq. ft. (0.566 ac.) permanent drainage use agreement.

The above use agreements are subject to the following conditions:

1. Restoration and revegetation shall be in accordance with the "Restoration Plan" included in the letter submitted by the Department of Public Works and Transportation.

2. The two Cedar Elm trees be relocated prior to construction. Tree (or shrub) replacements to compensate for the Mesquite and Cedar that will be removed shall be five Red Buds and five Mexican Plums. The location for the replacements shall be approved by the Parks and Recreation Department.
3. Construction, restoration and revegetation shall be carried out in accordance with the requirements of the "Construction in Parks Specifications", adopted by the Board, April 25, 1990, and the notes shown on the project drawings.
4. All restoration and revegetation shall be completed to the requirements and satisfaction of the Parks and Recreation Department.
5. The project drawings shall indicate all approved use agreements within the parkland. The Director of the Parks and Recreation Department shall approve and "sign-off" on the drawings after all use agreements have been approved and granted.

If I can provide you with any additional information, please let me know.


for, Michael J. Heitz, AIA, Director
Parks and Recreation Department

MJH:pm



MEMORANDUM

TO: Michael J. Heitz, AIA, Director
Parks and Recreation Department

FROM: Matthew M. Kite, P.E. Acting Director
Department of Public Works and Transportation

DATE: May 9, 1995

SUBJECT: Gillis Park, Water Quality Pond

The Department of Public Works and Transportation wishes to install a water quality pond in Gillis Park. This sand filtration pond would be constructed in the northwest corner on the park. The installation of this pond would be an important part of our effort to enhance water quality in Town Lake. During a storm, the first flush of storm water run-off would be directed to the filtration pond. This volume of water would remain in the pond for several hours as it filters through the sand bed before discharging into East Bouldin Creek at South First Street.

The project location is planned for an area of the park where the pond would not interfere with park activities. This project would include a permanent sidewalk around the proposed filtration pond to replace a dirt foot path in this area. The construction activities would be confined to the minimum space necessary to perform this work and the construction access would be from the existing parking area. Additionally, the contractor will be required to remove all spoils and debris from the construction site daily. We believe these requirements would keep the park disturbance to a minimum.

This project would require the relocation and removal of several existing trees. Two small Cedar Elms would be relocated prior to the start of construction. We also expect to remove one Mesquite and one Cedar tree. These trees would be replaced with five Red Bud and five Mexican Plum trees. These flowering natives would be an attractive addition to the park. Finally, since the construction would be affecting the park pool operations, we have set up a \$15,000 work order for parks staff to retrofit the pool chlorination system.

We are requesting permission from the Parks Board to construct this filtration pond in Gillis Park. If you have any questions or concerns, please contact Garry Clayton of my staff at 499-7164.

Matthew Kite
Matthew M. Kite, P.E.
Acting Director

DEPARTMENT OF PUBLIC WORKS AND TRANSPORTATION

**PROPOSED
GILLIS PARK
FILTRATION POND**

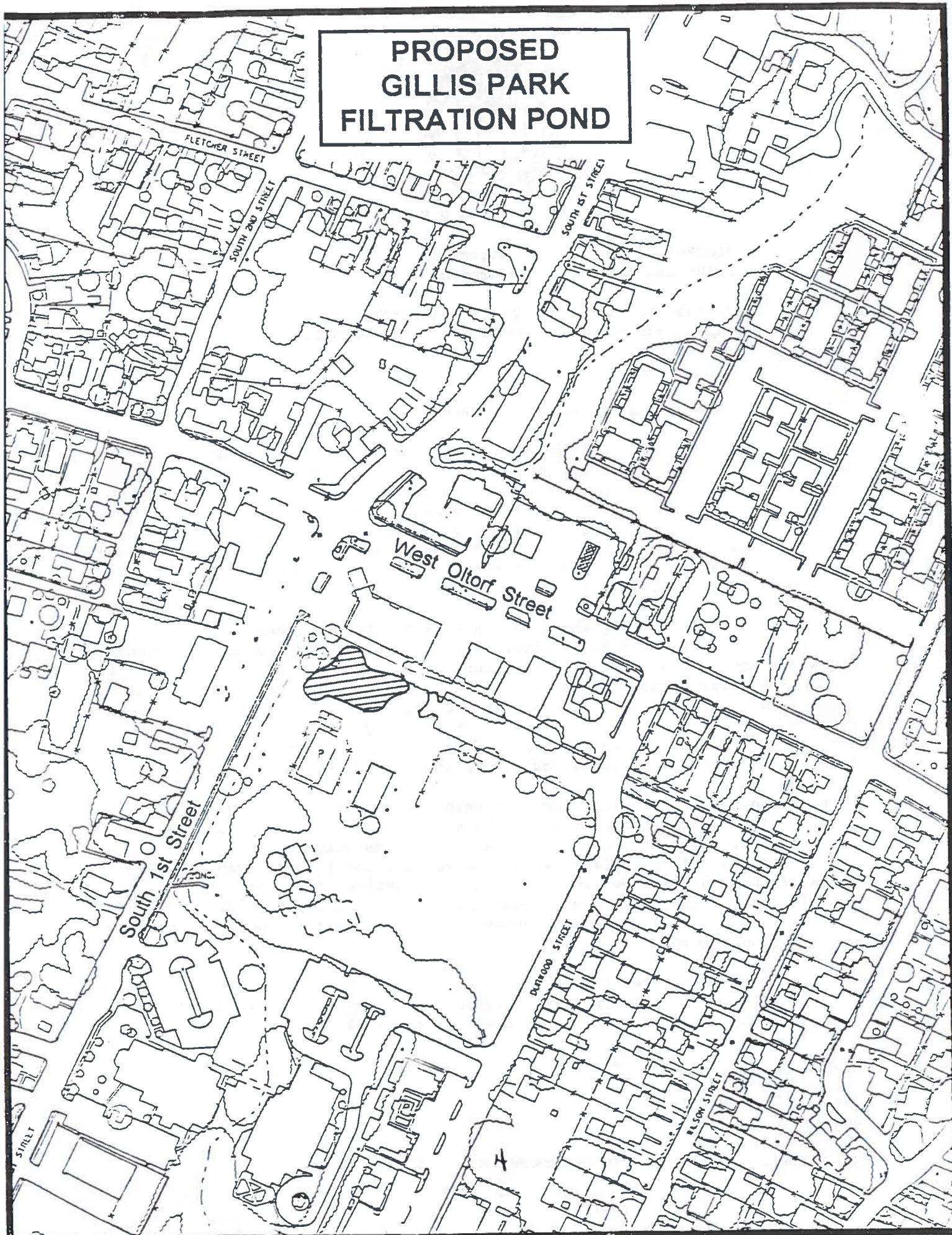


EXHIBIT "A"

The City of Austin
to
The Public
(for Drainage Easement)
Gillis Park

FIELD NOTES

FIELD NOTES FOR A TRACT OF LAND CONTAINING 0.566 OF ONE ACRE (24,648 SQUARE FEET) BEING OUT OF AND A PART OF LOT 1, GILLIS PARK AMENDED, A SUBDIVISION IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, OF RECORD IN BOOK 76 AT PAGE 243 OF THE PLAT RECORDS OF TRAVIS COUNTY, TEXAS, AND BEING A SUBDIVISION BY THE GRANTOR HEREIN, SAID TRACT OF LAND CONTAINING 0.566 OF ONE ACRE (24,648 SQUARE FEET) AS SHOWN ON THE ATTACHED SKETCH BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS;

BEGINNING, at the intersection of the north line of said Lot 1 with the east line of a drainage easement as dedicated by said plat of Gillis Park Amended, same being a point in the south line of the remaining south four feet of an alley originally fourteen feet in width, the north ten feet having been vacated by Resolution of the City Council of Austin, Texas, dated April 11, 1957, and quitclaimed to H. C. West (see City Clerk's Records and Engineering File Room Record, 22-790) and from which point of beginning a concrete monument found at the southwest corner of Lot 1 bears N 60°23'00" W a distance of 50.00 feet and S 29°19'56" W a distance of 495.11 feet;

THENCE, with the north line of said Lot 1, S 60°23'00" E a distance of 81.98 feet to an angle point in the north line of Lot 1;

THENCE, continuing with the north line of Lot 1, S 60°01'00" E a distance of 116.77 feet to the northeast corner of the herein described tract of land;

THENCE, departing the north line of said Lot 1 with the following eight (8) courses and distances;

- 1. S 29°19'56" W a distance of 73.84 feet to an angle point;**
- 2. S 80°42'00" W a distance of 64.25 feet to an angle point;**
- 3. N 86°57'36" W a distance of 60.43 feet to an angle point;**
- 4. N 58°37'22" W a distance of 15.61 feet to an angle point;**
- 5. N 29°54'30" E a distance of 21.78 feet to an angle point;**

6. N 59°05'00" W a distance of 43.66 feet to an angle point;

7. S30°29'33" W a distance of 23.45 feet to an angle point;

8. N 59°30'27" W a distance of 44.53 feet to the southwest corner of the herein described tract of land, same being a point in the east line of said existing drainage easement as shown on the map or plat of Gillis Park Amended;

THENCE, with the east line of said existing drainage easement as shown on the map or plat of Gillis Park Amended, N 35°02'34" E a distance of 46.82 feet to an angle point;

THENCE, continuing with the east line of said existing drainage easement, N 32°20'56" E a distance of 94.99 feet to the point of beginning.

FIELD NOTES: Gary Glover
April 7, 1995

FIELDWORK: L. Henderson
FB. 3979
PGS. 28-32

APPROVED:

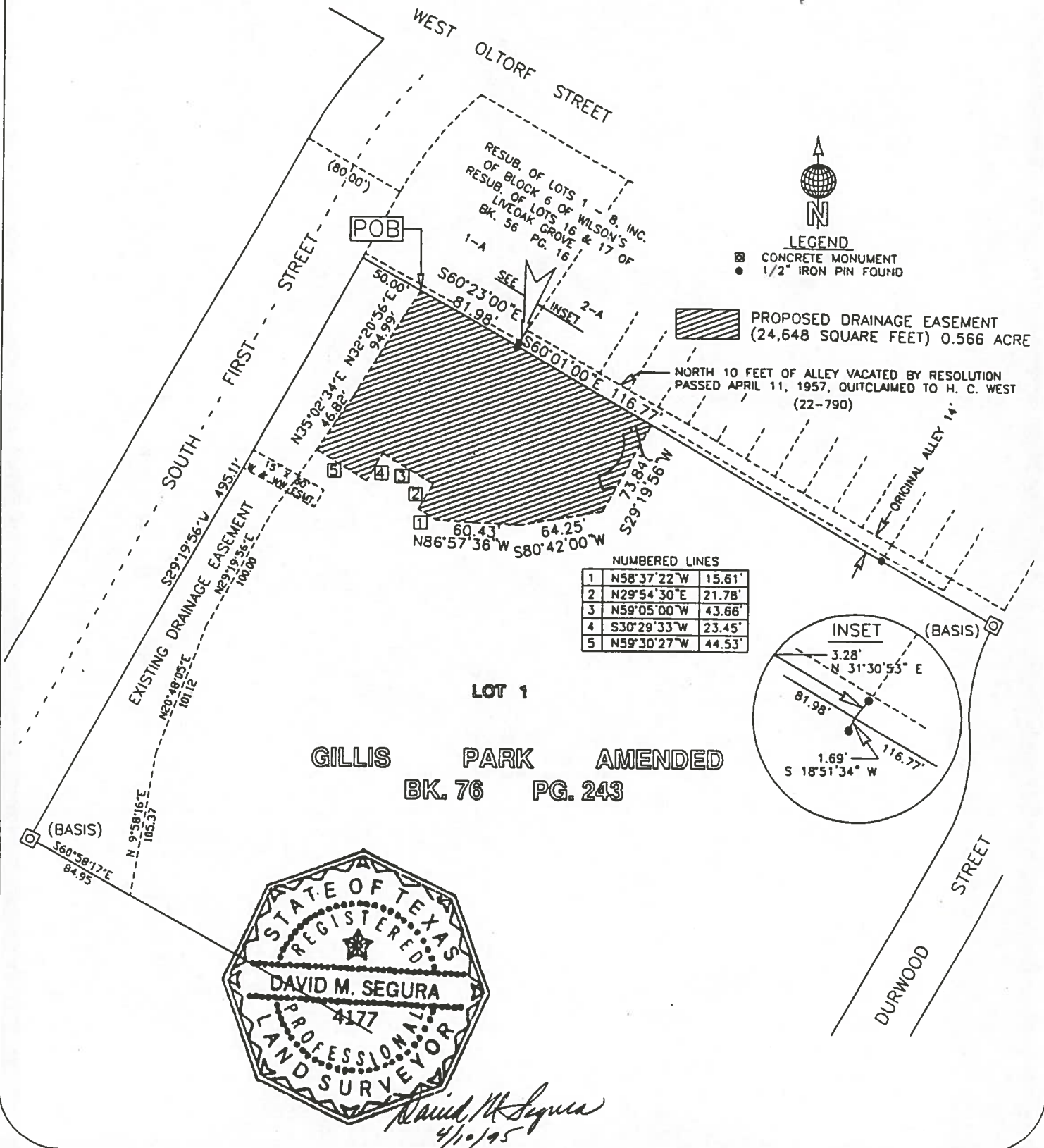
David M. Segura
David M. Segura, RPLS No. 4177
Survey Manager
Department of Public Works and Transportation
City of Austin

REFERENCES

2-A-1297 (Bearing basis)
2-H-1041
22-790 Eng File Room
FB. 3189 PG. 74-80
TCAD # 4-0402-01-08
Sec. Map 377
Austin Grid H-20-3,4



SKETCH TO ACCOMPANY
FIELD NOTES
SHEET 1 OF 1



DEPARTMENT OF PUBLIC WORKS
AND TRANSPORTATION
ENGINEERING SUPPORT SECTION
505 BARTON SPRINGS ROAD, SUITE 760
1-512-499-7165



PROJECT NAME: GILLIS PARK DETENTION POND
DATE : APRIL 6, 1995 SCALE : 1" = 100'
BEARING BASIS : 2-A-1297 DRAWN BY : GARY GLOVER
FILE : GILLIS.DWG



MEMORANDUM

TO: Parks and Recreation Board

FROM: Michael J. Heitz, AIA, Director
Parks and Recreation Department

DATE: June 22, 1995

SUBJECT: Use Agreements - Fiber Optic Cable
Greater Austin Area Telecommunications Network (GAATN)

A request has been received from Alexander Utility Engineering, Inc. for use agreements to install fiber optic cables through the Waller Beach, Shoal Beach and Festival Beach sections of Town Lake Park.

Alexander Utility Engineering, Inc. is the consultant to Southwestern Bell Telephone which is the contractor for the Greater Austin Area Telecommunications Network. The GAATN is a cooperative telecommunications network linking multiple sites of AISD, the City, Travis County, LCRA, ACC, State of Texas General Services Commission and the University of Texas.

The attached information packet gives more details of the proposed route of the cable system and the reasons for using parkland.

I am satisfied that this alignment and the method of construction is the most feasible and prudent alternative for the construction of this project and that all reasonable planning to minimize harm to the park land has been carried out.

Recommendation

I recommend approval of the use agreement to allow the installation of a Fiber Optic Cable System in the Waller Beach, Shoal Beach, and Festival Beach sections of Town Lake Park as described in the information packet and shown on the drawings.

The above use agreements are subject to the following conditions:

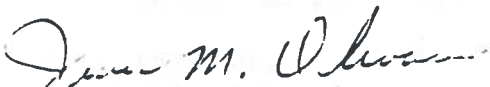
1. Restoration and revegetation shall be in accordance with the "Restoration Plan" included in the information packet submitted by Alexander Utility Engineering Inc.

Parks and Recreation Board
Use Agreements - Town Lake Park
June 22, 1995
Page 3

2. Construction, restoration and revegetation shall be carried out in accordance with the requirements of the "Construction in Parks Specifications", adopted by the Board, April 25, 1990.

3. All restoration and revegetation shall be completed to the requirements and satisfaction of the Parks and Recreation Department.

If I can provide you with any additional information, please let me know.



for Michael J. Heitz, AIA, Director
Parks and Recreation Department

MJH:pm

INFORMATION PACKET

**TITLE: REQUEST TO PLACE CONDUIT AND FIBER OPTIC CABLE IN
AUSTIN PARK AREA**

**OWNER: GREATER AUSTIN AREA TELECOMMUNICATION NETWORK
(G.A.A.T.N.)**

**CONTRACTOR: SOUTHWESTERN BELL TELEPHONE
BDS/LAN-AUSTIN, TEXAS**

**ENGINEERING CO: ALEXANDER UTILITY ENGINEERING, INC.
SAN ANTONIO, TEXAS**

APRIL 1995

Introduction

The S.W.B.T. Co.(non-regulated) BDS/LAN organization is proposing the construction of a new fiber optic cable system for G.A.A.T.N. In conjunction with this project, S.W.B.T. is requesting authorization to build an underground conduit run in the Waller Beach , Shoal Beach and Festival Beach Parks.

The proposed conduit will include fiber optic cable to provide a telecommunication network for multiple sites of the Austin Independent School District, City of Austin, Travis County, Lower Colorado River Authority, Austin Community College, State of Texas GSC, and The University of Texas.

The new fiber will connect one of the ten rings on the total network and is designated as A2North. This new ring is proposed to be built along the bike and jogging trail in the two parks along the Colorado River. The other one, D1North, is proposed to run along Festival Beach Road along the south side of the road.

Project Need and Justification

The new fiber optic cable is needed to provide a continuous ring in the South Central portion of the Downtown section in the City of Austin and the east side of Austin, north of the Colorado River. These projects will enable the seven entities involved to realize significant savings on their telecommunication budget and give them an enhanced network.

In planning for the new fiber optic cable route to serve these entities, S.W.B.T.-BDS/LAN examined three available options. The route through the park was chosen as best because of the street moratorium on 1st St., Trinity St. at Convention Center and the utility congestion on 2nd St.

Alternatives to the Use of Parkland

The point where the conduit/fiber optic cable will enter the park area on the east end will be at Trinity Street and go south to the bike and jogging trail, then west under Congress Ave. Bridge, continuing west to a point under the First Street Bridge. There it will pick up an existing conduit which was placed on another one of the ten rings, Super Ring South. S.W.B.T.-BDS/LAN along with the engineering firm of Alexander Utility Engineering, Inc. coordinated with J.C. Wood Jr.,PE, Division Engineer and Sondra Creighton,PE, Engineer II, with the City of Austin Department of Public Works and Transportation, to examine all three of the routes and have mutually agreed that the park route would be the least obtrusive route

The First Street route was dismissed when the City of Austin, Street Division said that there was a moratorium on this street being cut at this time. The 2nd Street route was found to be congested with other utilities including water, waste water, electric, gas, CATV, and other telecommunication facilities in all possible alignments.

Project Description and Schedule

The proposed route of the conduit/fiber optic cable, A2N, is approximately 2500 feet across the parkland as shown on the attached maps. This route will require a 16 foot wide temporary construction right-of-way. The proposed route in D1N is approximately 1130 feet across the parkland as shown on the attached maps. This route will require a four foot wide temporary construction right-of-way.

The conduit to be placed will be 2-4" B-PVC pipe stacked and encased in 2500 PSI concrete approximately 32 inches deep (See typical detail on field prints). The permanent route will be marked with a 4"X4"X12" concrete marker placed at ground level as not to interfere with lawn maintenance and use of the jogging trail. A small round disc, approximately 2" in diameter, inscribed with the words "FIBER CABLE ROUTE".

The current project schedule calls for final design of the fiber ring to be completed by May of this year. The construction is planned for the month of August. The work in the parkland is expected to take two weeks to complete.

Short Term Effects of Construction

Short term effects during construction will be minimal. The construction will have an effect on the use of the bike and jogging trail for approximately two weeks, especially at the foot bridge under the Congress Street Bridge. In Festival Beach, the construction will have no effect on the use of the Park and will last approximately five working days.

Construction warning signs and barricades will be constructed to protect the public use of this facility. The only section of the jogging path to be closed will be on the foot bridge under the Congress Ave. Bridge. This work is estimated to require seven calendar days to complete. Public traffic can be rerouted to the protected sidewalk crossing at grade on Congress Ave. during this interim period.

All construction activities will be conducted within the 16 foot temporary right-of-way. The trenching, conduit fitting and placing will take place in this right-of-way. This area is currently maintained as a bike and jogging path and recreational site. Ground disturbance in this area will include a trench approximately 8" wide and 32" deep.

Long Term Effects of Construction

There should not be any long term or permanent effects on the parkland due to the construction and operation of the fiber optic cable. No above ground apparatus will be utilized in parkland.

Restoration Plan

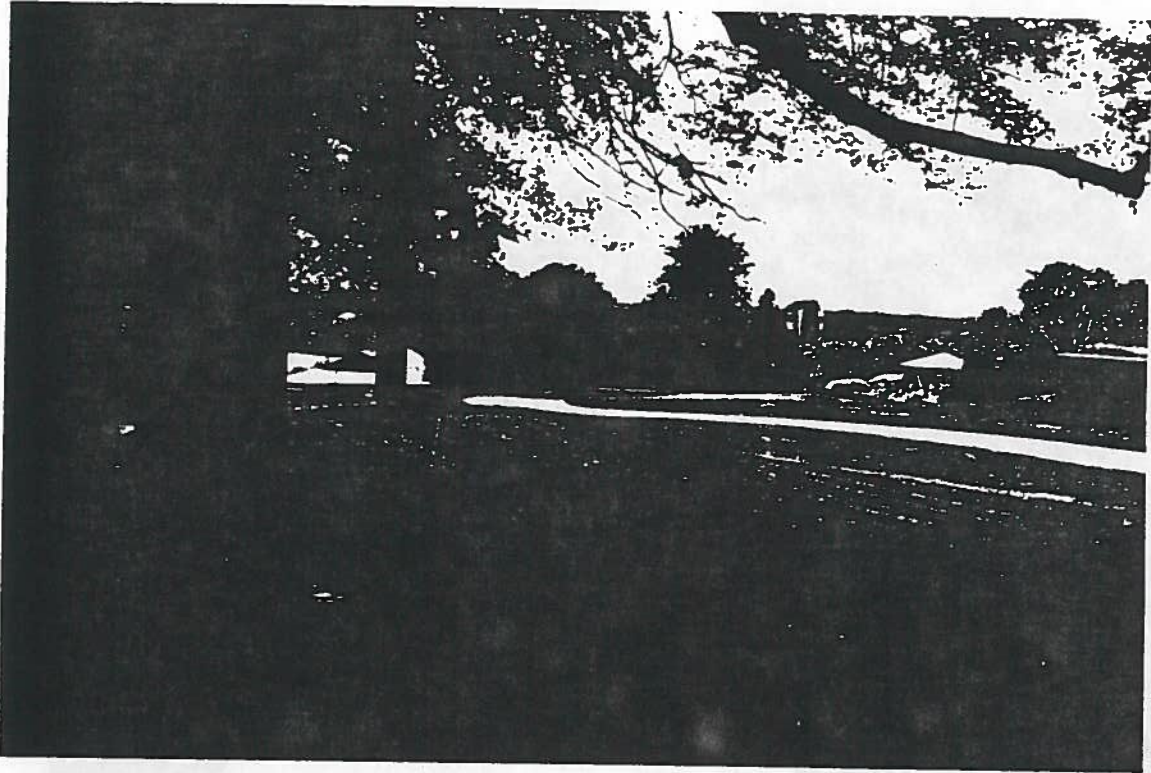
All grassy areas shall be re-sodded with like grass now growing in this section of the parkland. Where the bike and jogging trail is to be disturbed, it will be restored as follows:

1. The sub base material shall be 6" red road base, compacted level to 4".
2. The wearing material shall be comprised of 6 " decomposed unwashed granite aggregate and red clay fines compacted to a 4" layer and crowned, and shall be red to dark pink in color.
3. The granite shall meet the following graduation:
 - Retained on 5/8" sieve-0%
 - Retained on 3/4" sieve-15% to 25%
 - Retained on #4 sieve-40% to 55%
 - Passing #10 sieve-20% to 35%

There should be no trees disturbed in the construction process.

PICTURE NUMBER: ONE(1)

DISCRIPTION: FROM STATION 332+24 SHEET 73. LOOKING SOUTH
TOWARD RIVER.



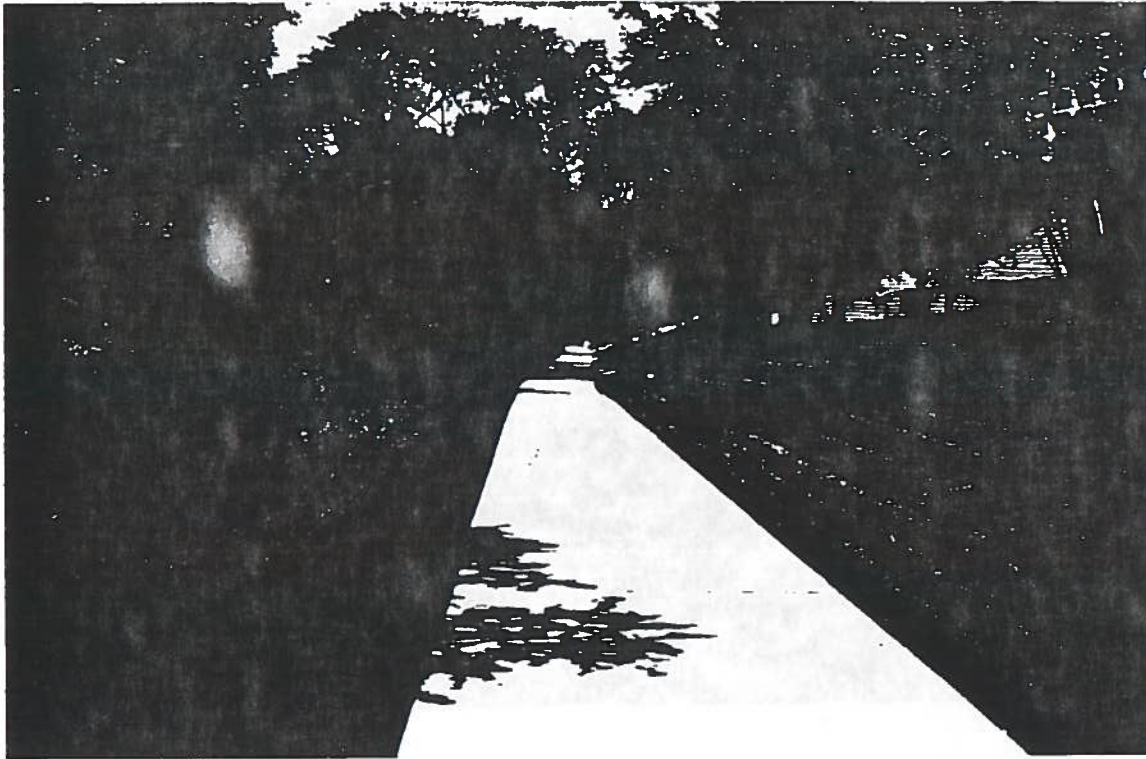
PICTURE NUMBER: TWO(2)

DISCRIPTION: FROM MILE MARKER 4.25 MI. LOOKING WEST



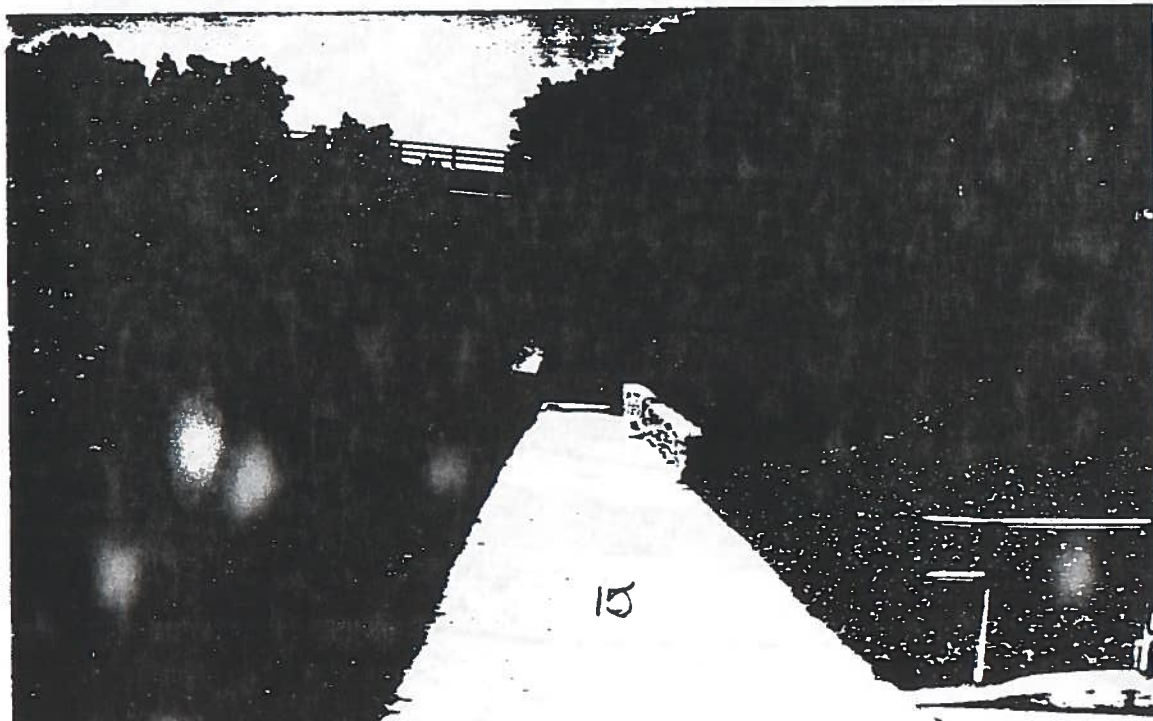
PICTURE NUMBER: THREE (3)

DISCRIPTION: FROM STATION 330+20 LOOKING WEST, SHEET 7C



PICTURE NUMBER: FOUR (4)

DISCRIPTION: FROM MILE MARKER 4 MI. 334+99 LOOKING AT CONGRESS AVE BRIDGE
SHEET # 7C



PICTURE NUMBER: FIVE (5)
DISCRIPTION: SAME AS # FOUR W/ TELEPHOTO LENS
SHEET 7C

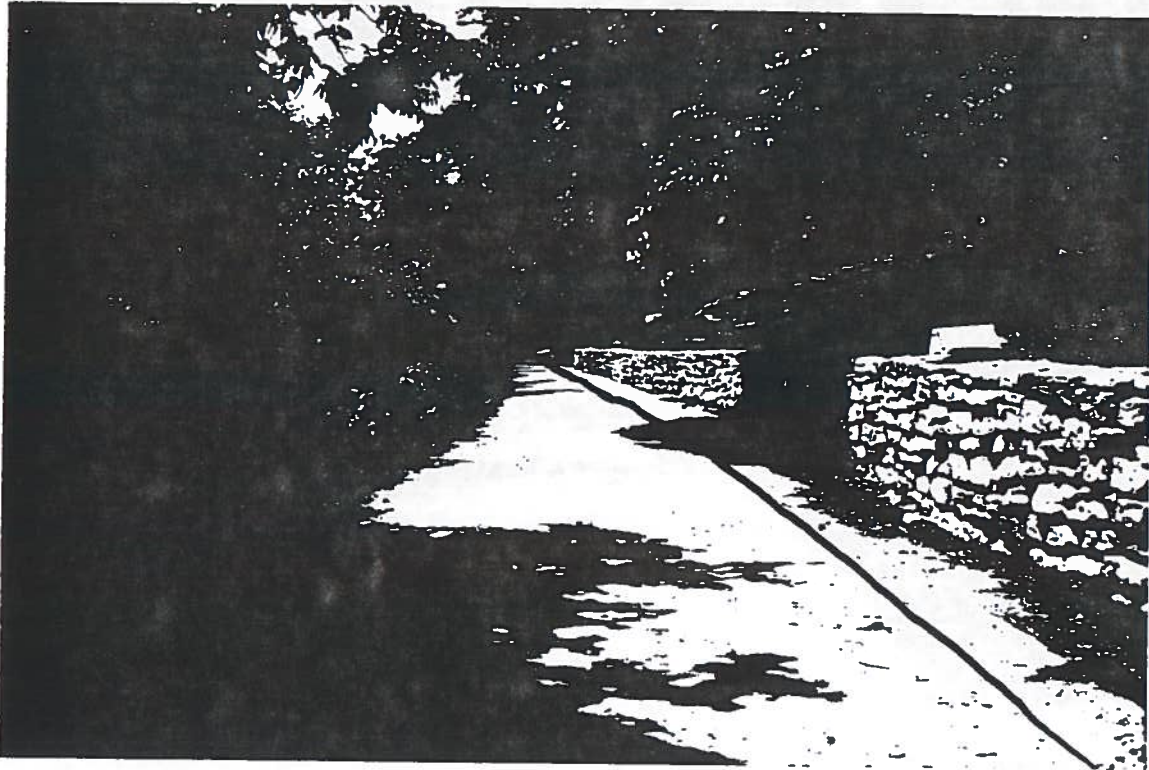


PICTURE NUMBER: SIX (6)
DISCRIPTION: FROM WOOD FOOT BRIDGE LOOKING EAST UNDER CONGRESS AVE.
BRIDGE. SHEET 8A



PICTURE NUMBER: SEVEN (7)

DISCRIPTION: FROM ASPHALT SECTION OF JOGGING PATH LOOKING WEST
SHEET 8A.



PICTURE NUMBER: EIGHT 8

DISCRIPTION: FROM EAST END OF ROCK RETAINING WALL LOOKING EAST, SHEET 8B





MEMORANDUM

TO: Parks and Recreation Board

FROM: Michael J. Heitz, AIA, Director
Parks and Recreation Department

DATE: June 22, 1995

SUBJECT: Silt removal from Lake Austin

Attached is a letter from Signor Enterprises Inc. requesting the Board's view regarding the removal of silt from Lake Austin. The City's Planning and Development Department is considering issuing site plan exemptions for such projects, but would like the approval of the Board before implementing such a proposal.

As mentioned in the letter, a full site development permit that requires engineering and environmental studies can be extremely expensive. Removing accumulated silt and sediment from the lake increases the opportunities for lake recreation by removing navigation hazards and allowing silted-in docks, sloughs and inlets to be used.

Removal of silt from Lake Austin is not covered by the US Corps of Engineers permitting requirements; however, the return water from the silt disposal area is covered by Nationwide Permit #16 and must meet the specific requirements of that permit. In addition, any requirements of the Texas Natural Resources Conservation Commission must be met, and the City's Environmental and Conservation Services Department requires erosion and sedimentation controls for the discharged material and that the material be revegetated after disposal is completed.

Recommendation:

I recommend that the Board indicate their approval of a Site Plan exemption permit for silt removal projects in Lake Austin, but that the

Parks and Recreation Board
Silt Removal
June 22, 1995
P. 2

applicant be required to notify the Board of the extent of the project
and the location of the upland disposal site for the removed silt.

John M. Oliver
for, Michael J. Heitz, AIA, Director
Parks and Recreation Department

MJH:pm



May 15, 1995

Dear Navigation Committee,

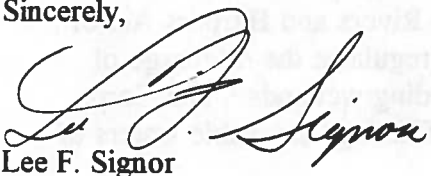
The City of Austin Planning Department has asked for a letter from your committee on its attitude about removing silt from the Lake Austin waterways.

With this letter they are proposing to be able to offer a site plan exemption on appropriate small projects.

Currently, it is not feasible for most individual property owners to spend the amount of time and money to get a full development permit. With Engineering studies, etc., they can cost thousands of dollars and take many months. Definitely more money than it actually costs to do the work.

The residents of the Courtyard Subdivision in Bullcreek have not been able to get to their docks because of the silt. The first inundation was during the Memorial Day flood in the early 1980's and the silt came from the loop 360 construction. It was impacted more during the 10 inch flood in the Spring of 1995 where actual islands of silt are above lake level.

Sincerely,


Lee F. Signor



DEPARTMENT OF THE ARMY
FORT WORTH DISTRICT, CORPS OF ENGINEERS
P. O. BOX 17300
FORT WORTH, TEXAS 76102-0300

REPLY TO
ATTENTION OF

June 28, 1993

Operations Division
Regulatory Branch

SUBJECT: Project Number 199200666

Mr. Brian Rennaker
Manager
Signor Enterprises, Inc.
5524 West Bee Cave Road K-5
Austin, Texas 78746

Dear Mr. Rennaker:

Thank you for your letter of May 2, 1993, requesting our written confirmation that Lake Austin currently has no restrictions for the use of nationwide permits (NWP's) 16, 19, and 35. Your request has been assigned Project Number 199200666. Please include this number in all future correspondence concerning your request. Failure to reference the project number on future correspondence may result in a delay.

The regulatory responsibilities of the U.S. Army Corps of Engineers are in accordance with Section 404 of the Clean Water Act and Section 10 of the Rivers and Harbors Act of 1899. Under Section 404, the U.S. Army Corps of Engineers regulates the discharge of dredged and fill material into waters of the United States, including wetlands. The Corps responsibility under Section 10 is to regulate any work in, or affecting, navigable waters of the United States.

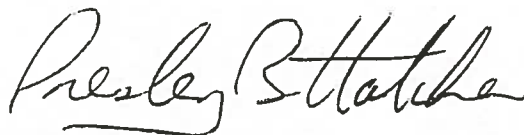
We presume that your request is in response to our special public notice of November 6, 1992 for the State of Texas wherein it was stated that all persons contemplating the use of NWP's 16, 19, and 35 should first contact the District Engineer in their respective District. This is because the Texas Water Commission (TWC) has effectively denied water quality certification for NWP's 16, 19, and 35 in those locations and areas where the TWC suspects there are contaminated sediments.

For the purposes of Section 10, Lake Austin is not considered a navigable water of the United States. The limit of navigability on the Colorado River is Longhorn Dam in Austin, Texas. NWP's 19 and 35 convey Section 10 authorization only; therefore, they are not applicable to Lake Austin.

Up to the present time, the Texas Water Commission has not identified Lake Austin as an area of known or suspected sediment contamination; therefore, nationwide permit 16 is currently in effect at Lake Austin and conveys Section 404 authorization for discharges into Lake Austin provided that you comply with all of the general and special conditions of that permit as stated in our November 6, 1992, public notice, copy enclosed.

Thank you for your interest in our nation's water resources. If you have any questions concerning our regulatory program, please contact Mr. Richard Lowe at the address above or telephone (817)334-4624.

Sincerely,


for Wayne A. Lea
Chief, Regulatory Branch

Enclosure

Copy Furnished:

Mr. Rollin MacRae
Texas Parks and Wildlife Department
4200 Smith School Road
Austin, Texas 78444

Mr. Charles Eanes
Water Shed Management Division
Texas Water Commission
1700 North Congress
Post Office Box 13087, Capitol Station
Austin, Texas 78711-3087



MEMORANDUM

TO: Parks and Recreation Board

FROM: Michael J. Heitz, AIA, Director
Parks and Recreation Department

DATE: June 22, 1995

SUBJECT: Construction of Swimming Dock at 2705 Westlake Drive
File # SP-95-0226DS

A request has been received from Moore/Anderson Architects, on behalf of John Wooley, to construct a swimming dock at 2705 Westlake Drive.

Members will recall from the last meeting that Moore/Anderson Architects requested that the Board approve a variance to allow the swimming dock to extend 40' from the shoreline. The request to exceed the maximum 30' length was denied on a 0-8-1 vote. The submitted plans indicate the swimming dock would be 40'.

Parks and Recreation Department staff have reviewed the project and the site plans meet the requirements of Article VI, Division 4, Part E (Requirements for the Construction Of Boat Docks) of the Land Development Code (including all amendments) with the exception of exceeding the 30' maximum length and navigation lighting.

Recommendation

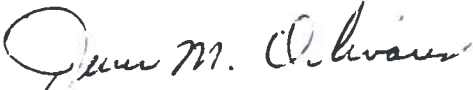
I recommend approval of the request to construct a swimming dock at 2705 Westlake Drive, in accordance with Site Plan # SP-95-0226DS, with the following conditions:

1. The swimming dock extend from the shoreline a maximum of 30'.
2. The navigation light station (consisting of two lamps) should be located at the upstream corner of the structure furthest from the shore so that it is visible to all approaching watercraft.

Parks and Recreation Board
Swimming dock - 2705 Wetstlake Drive
June 22, 1995
Page 2

3. Any additional lighting on the dock should be located or shielded so that no beams of light shine outwards to the lake.

If I can provide you with any additional information, please let me know.


for, Michael J. Heitz, AIA, Director
Parks and Recreation Department

MJH:pm

D I S T R I B U T I O N M E M O R A N D U M

7-JUN-1995

TO:
FROM: SITE PLAN REVIEW DIVISION
SUBJECT: DEVELOPMENT PERMIT ONLY

COMMENT DUE DATE: 14-JUN-1995
SP-95-0226DS

PROJECT: WOOLEY RESIDENCE SWIMMING DOCK
2705 WESTLAKE DR

CASE MANAGER: OWEIS, DEYAB 499-2813

APPLICATION DATE: 7-JUN-1995

ZIP: 78746 FULL PURPOSE
WATERSHED: Taylor Slough, SUB WATER SUPPLY I

OWNER: WOOLEY, JOHN C.
2705 WESTLAKE DRIVE AUSTIN, TX 78746
CONTACT: JOHN C. WOOLEY (512) 476-6445
AGENT: MOORE/ANDERSON
2102 QUARRY ROAD AUSTIN, TX 78703
CONTACT: SUSAN BENZ (512) 476-5780

SITE PLAN AREA: 0.000 ACRES (0 SQ FT)
UTILITY OR STORM SEWER LENGTH: 0 LINEAR FEET

EXISTING ZONING: SF-3
EXISTING USE: RESIDENCE

TRACT	ACRES/SQ FT	PROPOSED USE
0.000/	0	SWIM DOCK

RELATED CASE NUMBERS (IF ANY):

OTHER PROVISIONS:
QUALIFIES AS A SMALL PROJECT
TIA IS NOT REQUIRED
FEE RECEIPT #: 1645663

PROPERTY DESCRIPTION:
SUBD NAME: LAKESHORE ADDITION
BLOCK/LOT: LOTS 48-53
PLAT BOOK/PAGE: 12238 PAGE 1568

VARIANCES/WAIVERS, BONUSES:

PARCEL #:

25

** REVIEWERS - PLEASE USE NEW COMMENTS TRACKING SYSTEM **

Exhibit I

Summary Letter

It is our intent to build a swimming dock at 2705 Westlake Drive. This dock will be founded by steel pipe driven to bedrock and built entirely of cypress and meet all building code requirements.

This project is in the Lake Austin Watershed.

The type of development is a swimming dock.

No dry land will be gained by this project.

The effect of the proposed development is compatible with the natural and traditional character of the waterfront. This swimming dock is located near the largest stand of cypress trees on Lake Austin. The dock will be built of cypress logs, sawn lumber and shingles. Visually, it will be a pavilion on the water of traditional style, proportioned appropriately for the location and provide a safe swimming area.

No shoreline modifications are proposed.

June 6, 1995



MEMORANDUM

TO: Parks and Recreation Board

FROM: Michael J. Heitz, AIA, Director
Parks and Recreation Department

DATE: June 22, 1995

SUBJECT: 1871 Westlake Drive (Lot 6, Emmett Shelton Subdivision)
Consideration of approval of variances to allow the
construction of a boat dock.

Glenn Hall of Seagert, Angenend and Augustine representing Robert and Thunhi Barrus, the owners of the above property, is requesting consideration of approval of variances to allow the construction of a boat dock.

This not a specific request for variances nor approval of an actual boat dock. If the Board gives favorable consideration to the request, an application for boat dock construction will be submitted in the future.

Members will recall at the meeting of the Board held on March 28, 1995 the following resolution passed (5-0):

1. Recommend the applicant to negotiate further with the adjacent landowner to find an acceptable solution.
2. The Board would not favor the approval of a second dock for the adjacent landowner.

After continued negotiation with the adjacent property owner, nothing could be resolved.

This is a particularly unusual circumstance where the property owner of the adjacent Lot 5, Mr. Muilenburg, has a boat dock within an easement on the Barrus' property, thus effectively denying the construction of another dock for their use. The City Code only allows 20% of the total length of the shoreline to be developed and facilities for the storage of not more than two boats on each residential lot.

Parks and Recreation Board
1871 Westlake Drive
June 22, 1995

Attached is a copy of Mr. Hall's original request, together with a copy of the easement and a survey.

During an inspection of the properties with members of the Navigation Committee, it was discovered that Mr. Muilenburg has a wooden boat ramp for launching a small sailing dinghy. I am investigating if this boat ramp was reviewed and approved by the Board, or permitted by the City.

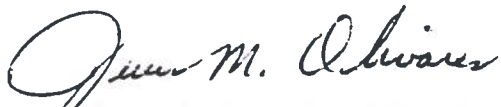
Because of the unusual circumstances of this situation I am recommending approval of variances to allow the construction of a boat dock at 1871 Westlake Drive, with the following conditions.

Recommendation

I recommend approval of the request to consider granting variances to allow the construction of a boat dock at 1871 Westlake Drive, subject to the following conditions:

1. Lot 5, Emmett Shelton Subdivision not be permitted to construct any boat dock on the lot unless the subject boat dock within the easement is removed and the easement is vacated.
2. If the existing wooden boat ramp located on Lot 5, Emmett Shelton Subdivision is found to be constructed illegally, it shall be removed and the City will take all necessary action to ensure its removal.
3. Any boat dock constructed on Lot 6, Emmett Shelton Subdivision (1871 Westlake Drive) shall be restricted to the storage of one boat provided the easement, and the boat dock within the easement, is existing.

If I can provide you with any additional information, please let me know.



for, Michael J. Heitz, AIA, Director
Parks and Recreation Department

MH:PM

SAEGERT, ANGENEND & AUGUSTINE

A Professional Corporation

Jerry C. Saegert
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** Board Certified Civil Trial Law
** Board Certified Commercial
Real Estate Law
*** Board Certified Consumer Law
Texas Board of Legal
Specialization

January 18, 1995

DATE: 1/20/95

TO: Stuart/Peter

Mr. Mike Heitz, Director
Parks and Recreation
City of Austin
P.O. Box 1088
Austin, Texas 78767-1088

☒ Response for Mr. Heitz's signature
Provide your response
For: [unclear]
Due to Mr. Heitz 1/20/95
Michael J. Heitz, Director
Parks and Recreation Department

Re: Request for Approval of Construction of Boat Dock

Dear Mr. Heitz:

This law firm represents Robert J. Barrus and Thunhi Barrus. The Barruses own a tract of land fronting on Lake Austin (Bee Creek), tax parcel No. 0119110706, sometimes described as Lot 6, Emmett Shelton Subdivision, and known locally as 1871 Westlake Drive. I have attached as Exhibit "A" a copy of the legal description of the property and the land status report designating the property as a legal tract.

The Barrus' property has over 100 feet of frontage on Bee Creek. Unfortunately, it is subject to an easement for a boat dock benefiting the adjoining property, Lot 5. That easement covers approximately 521 square feet and occupies approximately 30 feet of the Barrus' frontage. The dock located on this easement belongs to their neighbor, the owner of Lot 5. I have attached copy of the easement as Exhibit "B." Mr. and Mrs. Barrus have never applied for a permit to build a dock, but the information they have received through informal inquiry with the City of Austin and others has indicated to them that they will not be able to build a dock because of this easement. I have attached as Exhibit "C" a copy of a survey showing the location of this easement.

In an attempt to resolve this matter, Mr. and Mrs. Barrus have offered to purchase and pay for a new and better dock for their neighbor, to be located on his frontage, in return for his release of the easement. Unfortunately, their neighbor has refused this offer. The apparent result is that Mr. and Mrs. Barrus are left with an expensive lakefront lot which is not entitled to a boat dock. This is an extremely

21

RECEIVED

JAN 20 1995

January 18, 1995

Page 2

unfair result, and one that is highly detrimental to the value of the Barrus' property.

From my reading of §13-2-795 of the Austin City Code, no "structure" (which includes a dock) "...shall have a width measured parallel to the shoreline greater than 20% of the shoreline width of the lot or parcel upon which the structure is to be erected." I do not read this provision as restricting the aggregate of such structures to 20% of the shoreline width, but merely restricting each individual structure to such width. Nevertheless, I understand that the provision has been interpreted as applying to the aggregate for total development of the frontage of the lot.

In view of the foregoing, I request your determination that the Barrus' construction of an additional dock would not violate the terms of the ordinance, or alternatively that you approve a variance from the ordinance to permit Mr. and Mrs. Barrus to construct one boat dock on their property in addition to their neighbor's dock situated on the easement. The Barruses understand that your approval will not constitute final approval for the construction of their dock, and that their plans for construction must still be processed through your office and the City of Austin Department of Planning and Development.

Thank you very much for your consideration of this request. I would be happy to meet with you to answer any questions you may have.

Yours very truly,


H. Glenn Hall

474-6521

HGH/klb

cc: Robert J. and Thunhi Barrus
Peter Marsh
Shaw Hamilton
Keith Hoaglund

f:\d\1802\J-heitz.doc

EXHIBIT "A"

BEING 0.91 of one acre of land, same being that certain tract of land out of the Wilkerson Sparks Survey No. 4 in Travis County, Texas, as described in a deed to Collum Studios, Inc. of record in Volume 4924, Page 1965, of the Deed Records of Harris County, Texas, same also being Lot 6 of Emmett Shelton Subdivision, an unrecorded subdivision, said 0.91 of one acre of land being more particularly described by metes and bounds as follows:

BEGINNING at an iron pin found at the Northwest Corner of the said Collum Studios, Inc. tract, same being the Northwest corner of this tract and the Northeast corner of that certain tract of land described in a deed to Charles Collum of record in Volume 4493, Page 2165, of the Deed Records of Travis County, Texas, and which POINT OF BEGINNING is in the South line of Westlake Drive;

THENCE, with the said South line of Westlake Drive, S. 60 degrees 46' E. 99.0 feet to an iron pin found at the Northeast corner of this tract;

THENCE S 29 degrees 14' W. at 10.00 feet passing an iron pin set, at 85.00 feet passing an iron pin set at 100.00 feet passing an iron pin found, at 415.60 feet passing an iron pin set, in all a distance of 417.60 feet to an iron pin set on the North line of Bee Creek which point is the Southeast corner of this tract;

• THENCE with the said North line of Bee Creek, N. 43 degrees 36' W. 103.62 feet to an iron pin set at the Southwest corner of this tract, same being the Southeast corner of the aforementioned Collum tract as described in a deed of record in Volume 4493, Page 2165, of the Deed Records of Travis County, Texas;

THENCE N. 29 degrees 14' E. 387.00 feet to the POINT OF BEGINNING and containing 0.91 of one acre of land.

EASEMENT

STATE OF TEXAS
COUNTY OF TRAVIS

1-47-5595
KNOW ALL MEN BY THESE PRESENTS

950
That Collum Studios Inc., hereinafter called Grantor, for TEN AND NO/100 DOLLARS (\$10.00) and other valuable cash consideration paid by Muilenburg Prosthetics, Inc., hereinafter called Grantee, does hereby grant, sell, and convey unto Grantee an easement upon the following described property (the servient tract) of the Grantor:

Lot 6, Block 1, of the Emmett Shelton Subdivision, (unrecorded) on Bee Creek, Travis County, Texas.

A metes and bounds description of the easement hereby conveyed is as follows:

521 SQUARE FEET OF 0.012 OF ONE ACRE OF LAND, SAME BEING OUT OF AND A PART OF LOT 6, EMMETT SHELTON SUBDIVISION, AN UNRECORDED SUBDIVISION OUT OF THE WILKENS ON SPARKS SURVEY IN TRAVIS COUNTY, TEXAS, AND BEING OUT OF THAT CERTAIN TRACT OF LAND DESCRIBED IN A DEED TO COLLUM STUDIOS INC. OF RECORD IN VOLUME 4924 AT PAGE 1965 OF THE DEED RECORDS OF TRAVIS COUNTY, TEXAS: SAID 521 SQUARE FEET OF LAND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING at an iron pin set at the southwest corner of said Lot 6, same being the southeast corner of Lot 5, and the southwest corner of this tract, and which point is on the north line of Bee Creek, and from which iron pin an iron stake found at the northeast corner of Lot 3 of said Emmett Shelton unrecorded subdivision which is described as Tract One in a deed to Charles Ray Collum of record in Volume 4544 at Page 1490, Deed Records of Travis County, Texas, bears N29° 14'E 387.00 feet and N60° 46'W 199.77 feet;

THENCE, with the west line of Lot 6, N 29° 14'E 12.93 feet to the northwest corner of this tract;

THENCE, S43° 43'E 5.87 feet to an angle point and S72° 33'30"E 21.50 feet to the northeast corner of this tract;

THENCE, S17° 26'30"W 25.94 feet to a point on the aforesaid north line of Bee Creek, which point is the southeast corner of this tract;

THENCE, with the said north line of Bee Creek, N43° 43'W, at 4.57 feet passing the east wall of a boat shed, at 19.98 feet passing the west wall of said boat shed, in all a distance of 33.44 feet to the POINT OF BEGINNING and containing 521 square feet of land.

The easement, rights, and privileges herein granted shall be appurtenant to the following described property (the dominant tract) to wit:

39,151 SQUARE FEET OR 0.899 OF ONE ACRE OF LAND, SAME BEING LOT 5, EMMETT SHELTON SUBDIVISION, AN UNRECORDED SUBDIVISION OUT OF THE WILKENS ON SPARKS SURVEY IN TRAVIS COUNTY, TEXAS, AND BEING THE SAME TRACT OF LAND CONVEYED TO CHARLES R. COLLUM BY DEED OF RECORD IN VOLUME 4493 AT PAGE 2165 OF THE DEED RECORDS OF TRAVIS COUNTY, TEXAS.

more particularly described in a deed of even date executed by Charles R. Collum, as Grantor, to Muilenburg Prosthetics, Inc., as Grantee, and shall be for the purpose of maintaining a boathouse on the easement tract and access thereto. Grantee shall have five years after the removal or destruction of the existing boathouse or any successive replacements within which to construct a boathouse on the easement tract replacing any prior boathouse, after which time the easement and all

rights and privileges granted hereby shall terminate, and this agreement shall be of no further force or effect.

1-47-6597

Grantor hereby binds its successors and assigns, to warrant and forever defend the easement and rights described herein unto Grantor, its successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof.

Grantee shall have the free and unrestricted use of the easement tract during the above described easement period, and Grantor covenants that it will not convey any other easement or conflicting rights within the area covered by this grant.

IN WITNESS WHEREOF, this instrument is executed as of this 1st day of March, 1977.

(NO SEAL)

COLLUM STUDIOS INC.

By Charles R. Collum
Charles R. Collum

Its President

THE STATE OF TEXAS
COUNTY OF DALLAS

Before me, the undersigned authority, on this day personally appeared Charles R. Collum, President of Collum Studios Inc., a corporation, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, in the capacity therein stated and as the act and deed of said corporation.

Given under my hand and seal of office on this the 1st day of March, 1977.

NOTARY SEAL

John P. Smith
Notary Public in and for
Dallas County, Texas

STATE OF TEXAS
COUNTY OF TRAVIS
I hereby certify that this instrument was FILED on the
date and at the time stamped herein by me; and was duly
RECORDED, in the Volume and Page of the named RECORDS
of Travis County, Texas, as Stamped herein by me, on

MAR 7 1977

33



John P. Smith
COUNTY CLERK
TRAVIS COUNTY, TEXAS

FILED
MAR 7 3 00 PM 1977

John P. Smith
COUNTY CLERK
TRAVIS COUNTY, TEXAS

5738 2356

DE
Tr

0.91 ACRES LESS 921 SQ. FT. OUT OF THE
WILKERSON SPARKS SURVEY *A.
DEED VOLUME 6100 PAGE 1387

[illegible]

NOTE 1
OVERFLOW ESTMS.
V. 103 R 960
V. 600 P. 196
H 274 P. 327

0.91 ACRES
LESS 52130.FT.

396.11

587.06' NW 1/4 (387.00' R.)

529.14 W : 7.60' .091.

[illegible]

FRTEL 207 of 417

331 SQUARE FEET:
 OF THE MILVERSON SPARKS - SURVEY #4
 STREET ADDRESS: 1512 LANE. CH. CITY: COUNTY: TOWNSHIP:
 SURVEY FOR: GARY TILS REFERENCE: T12N 6 30E
 H.O. # 03-2-13

STATE OF TEXAS COUNTY OF TARRANT

[illegible]

BRUNOVSKY & ASSOCIATES, INC.
LAND SURVEYORS AND PLANNERS
 1001 E. 5TH ST. SUITE 200
 AUSTIN, TEXAS 78702



Small business 190 1000
WALSH AUTOMOBILE S.A. 100 1000

SPECIAL EVENTS POLICY PROPOSED REVISIONS

6/13/95

SOUND LIMITS:

Rather than recommending that the sound ordinance be changed at this time, the Music Commission would like to propose that there be a test period, possibly from this point through the end of the concert season (Oct.). During this period, events would be monitored with tests for sound impact at specified neighborhood locations with attention to atmospheric conditions. During this test period, the current sound ordinance would be in effect.

EVENT CURFEWS:

Event curfews would be as listed in the chart on p. 6. Exceptions to the listed curfews would require a City Council resolution. There would be no waivers for sound or curfew, except through Council resolution.

RESTRICTIONS ON EVENTS IN SPECIFIC PARKS:

Events on Auditorium Shores will be limited to 30 event days (see attached list) per year. Should any of the currently-held events no longer be held, the Department would like to reduce the number of events eventually to no more than 25 event days, with no event lasting more than three consecutive event days.

In keeping with the motion from the previous meeting, events which were held in Pease Park during 1994-95 would have the option to continue in Pease Park; however, should any of these events no longer be held, no event will be permitted as a replacement.

ADDITIONAL CHANGES:

p. 4 : "If a park is not a reservable site for special events, event organizers of any event over 500 attendees must notify the existing neighborhood organizations adjacent to the park after receiving tentative approval from the Parks and Recreation Department. Final approval will be granted upon completion of the one-page form (see Attachment D)."

p. 5: 1. All events with amplified sound must specify in their event agreements and agreements with performers the time period and decibel limits for amplified sound. Copies furnished to Parks and Recreation Department on request.

3. "Failure to keep the peak sound levels at or below the required decibel level will result in revocation of the sound permit and/or cancellation of the event."

4. "Sound monitoring will be accomplished according to the ordinance. Locations will be specified in the event contract and be approved by PARD."

5. Delete.

p.6: 7. Delete.

8. Delete.

9. Delete.

p. 7: "Events in neighborhood parks which will have attendance of over 500 must have notification of neighborhood association of parking and traffic plans.

p. 9: Portable Toilets: "Ten percent (10%) or at least one of portable toilets must be wheelchair accessible."

Liability Insurance: "an estimated attendance of over 500"

p. 10: Deposits for Events: "Major violations of park rules or City of Austin ordinances during the course of an event may result in the deposit paid for the event being forfeited."



MEMORANDUM

TO: Parks and Recreation Board

FROM: Michael J. Heitz, AIA, Director
Parks and Recreation Department

DATE: June 22, 1995

SUBJECT: Park Rules

One of the projects staff recently completed is drafting a set of park rules. While City ordinances, and state and Federal laws are applicable in our park system, we believe additional guidelines are necessary that are more specific to our facilities and park areas. Accordingly I am attaching our final draft for your information.

The Law Department has approved the packet, and I plan to send it to the City Manager for his review, as well as to City Council for their information. Following this process, a public education program will be conducted to ensure public awareness. I anticipate implementation of the program by August 1.

for, Michael J. Heitz, AIA, Director
Parks and Recreation Department

RULES AND REGULATIONS
AUSTIN PARKS AND RECREATION DEPARTMENT
REVISED: APRIL 1995

Purpose: These rules are established as written guidelines for the use of City of Austin parks and recreational facilities. (City Code, Chapter 11-1). These rules are intended to secure and preserve the fullest enjoyment of parks and recreational facilities to a wide range of park patrons. Failure to abide by these rules shall be cause for removal. The commission of offenses under local ordinances or state laws shall be cause for arrest.

Applicability: These rules apply to and in all parks and recreational facilities or areas belonging to the City or managed by or under authority of the City. These rules shall not apply to City, State or Federal agents or officials in the performance of official duties.

1.01 USE OF PARK FACILITIES

Park facilities generally are available for public use on a first-come, first-served basis except for areas that require entrance or other fees, or that have previously been reserved.

- A. Entrance or Use Fees - Park patrons shall not enter or use any park area or facility for which an entrance or use fee has been established, unless each person has first paid the fee or is otherwise authorized to enter. Entrance permits or passes shall be displayed to gate or entrance attendants on request. (City Code, Sections 11-1-6, 10-1-17)
- B. Reservation Fees - Park patrons shall not use or occupy a facility or area for which a reservation fee has been paid, when such use conflicts with the use by persons holding the reservation. Reservations shall be made in accordance with the Department's reservation policies. Confirmation of reservation shall be displayed on request to City employees charged with the supervision or patrolling of parks.

1.02. OCCUPANCY LIMIT

The Parks and Recreation Department may establish and post maximum occupancies for any park area or facility.

- A. Park patrons shall not enter into or remain in an area or facility for which an occupancy limit has been established when such action will have the effect of exceeding the established occupancy limits.

(2)

1.03 ASSEMBLY

No person may conduct or participate in an assembly or public demonstration upon park lands and waterways, except with the written permission of the Parks and Recreation Department Director, or designee, unless such activity would not interfere with the use of any Austin Parks and Recreation Department's park facility by the general public.

1.04 CLOSED AREA(S)

- A. The Parks and Recreation Department Director may close park areas or facilities to public entry or otherwise restrict use until such time as the area or facility can be made available for public use.
- B. Except in emergency circumstances, notice of closure shall be posted and park patrons shall not enter closed or restricted areas.
- C. Park patrons shall not enter areas closed due to flooding or which are areas that are the subject of a flood ban. (City Code, Section 14-2-23)

1.05 DISRUPTIVE BEHAVIOR AND EJECTION FROM PARK FACILITIES

- A. Park patrons engaged in disruptive, destructive or hazardous conduct may be warned and asked to stop such conduct immediately by any park attendant. Under circumstances where a park patron's conduct is unlawful, or poses an imminent threat of injury or prevents the public enjoyment of the park or facility, park attendants may eject such patrons by any reasonable means, including arrest. (City Code, Section 11-1-1)

(3)

1.06 VENDING

Persons shall not sell, offer to sell or solicit funds or donations for any goods, wares, drinks, food, or item nor render or offer to render any service for hire, at any park facility except as authorized by contract, or permit properly issued by the Parks and Recreation Department.

1.07 METAL DETECTORS

The use of metal detectors in City parks without a permit is prohibited.

1.08 ABANDONED OR UNATTENDED PROPERTY

A. No person shall abandon a vehicle or other personal property at any park facility. Abandoned property shall be removed, impounded, and sold in conformance to City ordinances or state laws or as may be determined by the City.

B. No person shall leave a vehicle, boat, barge, or other property unattended at any park facility in such a manner as to create a hazardous or unsafe condition, or to be in violation of a park curfew. Such property may be removed to a safe place or impounded. (City Code, Chapter 10-3, Section 11-1-5)

(4)

1.09 PEACE AND QUIET

- A. Park patrons shall preserve the peace and quiet enjoyment of the parks by observing all ordinances and state laws governing noise and amplified sound.
 - 1. Park patrons shall not use offensive language, make unreasonable noise, discharge weapons or fireworks, or engage in offensive gestures or conduct constituting disorderly conduct under state law (Texas Penal Code 42.01).
 - 2. Park patrons shall not operate noise-making devices in violation of local ordinances prohibiting unreasonable noise or requiring a sound amplification permit. (City Code Chapter 10-5).
- B. Park patrons shall observe and comply with noise restrictions posted at individual facilities.

(Reference: Texas Penal Code, Section 42.01)

1.10 WEAPONS AND FIREARMS

- A. Park patrons shall not carry or possess weapons or firearms while in park facilities except;
 - 1. in those facilities where usage is appropriate,
 - 2. as allowed by state and federal gun laws.
- B. The use of firearms, air guns, pellet or B.B. guns, bows and arrows or projectile devices capable of inflicting personal injury is prohibited unless conducted under permit or in an authorized park facility. (City Code Section's 10-1-4, 10-1-5, 14-1-6).
- C. No patron may display a firearm or other weapon at any park facility in a manner calculated to alarm or threaten anyone.
(Texas Penal Code 42.01)

(5)

1.11 WILDLIFE

ALL wildlife within the boundaries of any Austin Parks and Recreation Department park facility is protected. No person may harm, harass, hunt, trap or remove any animal, including mammals, fish, insects, birds, reptiles, or other living creature from any park facility except upon written approval of the Parks and Recreation Department. (City Code 10-1-6)

This section shall not apply where fishing is permitted, by an individual in possession of a valid Texas fishing license.

1.12 PLANT LIFE

All plant life within the boundaries of any Austin Parks and Recreation Department park facility is protected. Park patrons shall not willfully mutilate, injure, destroy, thrash, or remove any live tree, shrub, vine, wildflower, grass, sedge, fern, moss lichen, fungus or any other member of the plant kingdom or portion thereof, except upon approval by the Parks and Recreation Department. No person shall collect or harvest dead wood or plants, or portions thereof, except upon written approval. The collecting of pecan nuts on the ground is allowed; the thrashing of pecan trees is prohibited. (Texas Rev. Civ. Statutes 6143.1)

1.13 NATURAL RESOURCES

All sites, objects, buildings, artifacts, implements, and locations of historical, archaeological, geologic, scientific or educational interest of every character located in, on, or under the surface of any park facility are protected.

No person may remove, excavate, take, dig into, or destroy any site, object, building, artifact, implement or location of archaeological, geological, scientific or historical interest without having permits as required by the State of Texas Natural Resources Codes, and without having permission of the Parks and Recreation Department.

(6)

1.14 **ANIMALS**

- A. Persons bringing pets or other animals into outdoor park areas shall keep them under confinement or direct control. Leads on leashes used to control animals shall not be more than six feet long. Dogs may be allowed to be without a leash in areas designated, provided that each dog remains under immediate personal supervision and command.
- B. Park patrons shall not permit a pet or other animal to remain unattended or create a disturbance or a hazard.
- C. No person shall permit a pet animal in the water of a swimming pool or designated swim area, and no person shall permit a pet animal, except for an animal trained in assisting handicapped or disabled persons, within the land area or beach area adjacent to the water of a swimming pool or designated swim area.
- D. Park patrons shall not bring into, or permit to range at any park facility, domestic fowl, horse, swine, sheep, goat, or other livestock except upon approval by the Parks and Recreation Department.
- E. Park patrons shall not ride, drive, lead or keep a horse at any park facility, except on a horseback riding trail, so designated and posted by the Parks and Recreation Department and except as authorized under contract, approved reservation or permit.
- F. No person may ride a horse in a manner that is dangerous to any person or animal at any park facility.
- G. Park patrons shall not hitch a saddle horse to a tree, shrub, or structure in any manner that causes damage.
- H. Except for an animal trained to assist the disabled, pets and animals shall not be brought into designated park preserves.

(Reference: City of Austin Code, Section 3-1-3.)

(7)

1.15 FIRES, SMOKING, FIREWOOD OR FIREWORKS

- A. No person may light, build, or maintain a fire on any of the Austin Parks and Recreation Department park facilities, except in a facility or device provided, maintained or designated for such purposes, or as authorized by the Parks and Recreation Department.
- B. Portable camp stoves or portable barbecue grills of metal construction may be used in designated campsites or picnic areas.
- C. Campfires shall be allowed only in approved locations and under such conditions as may be prescribed by the Director or park supervisors. Campfires shall be attended at all times by an adult until fully extinguished.
- D. During periods of extreme fire hazard, the Director may prohibit or restrict fires and smoking in designated areas.
- E. No person may cut, gather, or collect wood or other combustible material at any Austin Parks and Recreation Department park facility, for use as firewood or fuel, except for material designated for this purpose by the Parks and Recreation Department.
- F. The possession or use of any kind of firework, except by permit, is prohibited.

1.16 CAMPING AND OVERNIGHT USE

A. No person may camp at any Austin Parks and Recreation Department park facility, except as authorized by permit and only in areas designated or marked for that purpose. Camping is defined as:

1. Occupying a designated camping facility
2. Erecting a tent or arranging bedding, or both, for the purpose of, or in such a manner as will permit, remaining overnight, or
3. Use of a trailer, camper, or other vehicle for the purpose of sleeping overnight.

B. Camping Time limit

1. To afford all the public a wider use of the Austin Parks and Recreation Department's camping facilities, continuous occupancy of camping facilities by the same person or persons in a park is limited to 14 consecutive calendar days.
2. The Department may establish an alternate time limit for continuous occupancy of a facility or facilities by the same person or persons in a park, or in a designated portion of a park, when necessary to achieve maximum utilization of the park, or designated portion, by all the public.
3. When a person has used the camping facilities in a park for a period of time greater than seven consecutive days and voluntarily vacates or is required to vacate the facilities, he may not again use the overnight camping facilities in the same park until a time period has elapsed between his date of departure and date of re-entry, which time period includes a minimum time from 2 p.m. Friday until 2 p.m. Sunday. This provision shall not prevent the camp staff from re-admitting the camper if adequate camping spaces are available.

C. Persons under the age of 18 years authorized to be in a park facility between the hours of 10 p.m. and 5 a.m. shall be accompanied or supervised by an adult. The ratio of adults to minors shall not be less than one adult for every eight minors.

1.17 **MOTOR VEHICLES**

No person may operate a motor vehicle at any park facility, except upon roads, driveways, parking areas, and areas designated open to motor vehicles except as authorized by the Department. (City Code Section 16-1-15)

1.18 **PARKING**

- A. No person shall park a motor vehicle on parkland except in designated areas, or within twelve feet of a park road, if not otherwise prohibited.
- B. No person may park, store or leave a vehicle or trailer in areas posting restricted or no parking signs.
- C. A vehicle or trailer parked in such a manner as to create a hazardous or unsafe condition may be impounded, consistent with City Ordinance and State Law.

1.19 **TRAIL USE**

- A. No person may operate or use a motor vehicle, including a motorcycle, a motorbike, mini-bike, or a bicycle on a trail or path not designated for use with such vehicles.
- B. On the Hike and Bike trails, bicyclists shall yield to joggers, joggers to walkers.
- C. Trail users on the Hike and Bike trails should not be more than two abreast when this action will impede other traffic on the trail. Trail users should leave ample room on the trail for other users to pass safely.

(10)

D. Bicyclists should maintain bicycles in good condition and should operate them in a safe, manner at a prudent speed. All bicycles shall be equipped with properly functioning brakes.

E. Unless otherwise posted, all portions of the Hike and Bike trails are designated as Bicycle Speed Zones and shall be identified by signage. Bicyclists will not travel faster than 10 Miles Per Hour in areas designated as Bicycle Speed Zones.

1.20 ADHERENCE TO PARK SIGNS

All persons shall to comply with the signs and markers installed by the Department.

1.21 INSTALLATION OF WATER SKI COURSES ON CITY LAKES

The installation of a water ski slalom course, water ski jump, or similar course(s) or device(s) on or in the waters of Lake Austin, Town Lake, or Lake Walter E. Long (Decker Lake), or the tributaries thereof, shall be only as approved by the Department.

1.22 ALCOHOL

Unless authorized by the Director, the sale, possession with intent to sell or the consumption of alcoholic beverages is prohibited in the following areas:

1. Within enclosed areas of swimming or wading pools
2. In recreation centers and adjacent grounds
3. In athletic fields
4. In school parks
5. In those areas designated by the Director

(City Code Section 11-1-4)

1.23 GLASS CONTAINERS

Except as allowed below, glass containers are prohibited

1. Within enclosed areas at swimming or wading pools
2. In recreation centers and adjacent grounds
3. In school parks
4. In athletic fields
5. In those areas designated and marked by the Director
6. On any lake, river, stream, shoreline or beach

The following glass containers are allowed:

- (1) Glass-lined vacuum bottles and glass-lined picnic beverage coolers;
- (2) Baby bottles or baby food jars containing products for consumption by a baby;
- (3) Drug glass containers containing over the counter or prescribed drugs; and
- (4) Glass containers which require a deposit.

(Reference: City of Austin Code, Section 11-1-9.)

1.24 SPECIAL RULES FOR SPECIFIC PARK FACILITIES

Each park facility may develop rules and regulations that address problems specific to that facility. Patrons shall comply with all rules and regulations posted at individual facilities.



MEMORANDUM

TO: Parks and Recreation Board

FROM: Michael J. Heitz, AIA, Director
Parks and Recreation Board

DATE: June 22, 1995

SUBJECT: Addition to Umlauf Sculpture Garden and Museum

The Umlauf Sculpture Garden and Museum is a City facility located on City property at 605 Robert E. Lee Road. The facility was built with private funds, under an agreement with the City signed in 1990. Under a separate but related agreement entitled the "Umlauf Sculpture Garden Maintenance, Operation and Improvements Agreement" ("MOI Agreement"), the facility is operated and managed by the non-profit organization, Friends of the Umlauf Sculpture Garden (FUSG).

After over three years of operation, FUSG has proposed to build an addition to the museum, as shown by the attached site plan. The addition is to be a media presentation room, for the purpose of effectively separating different groups using the museum. Currently, the only learning area is a small alcove with a capacity of only 25 chairs off the main gallery. When the alcove is in use, it is difficult for other gallery visitors to hear their docents. The addition will provide a more focused learning environment for the Museum's various visiting groups, including school children (3,900 in 1994), general museum audiences, and special needs children.

The proposed addition will cost an estimated \$138,000, none of which will be paid by the City. FUSG has obtained several grant commitments for 2/3 of the total amount, and will hold fund-raisers to generate the remaining 1/3. FUSG must have a signed contract by August 10 in order to secure one of the grants and hopes to complete construction in time for the facility's fifth anniversary on June 11, 1996.

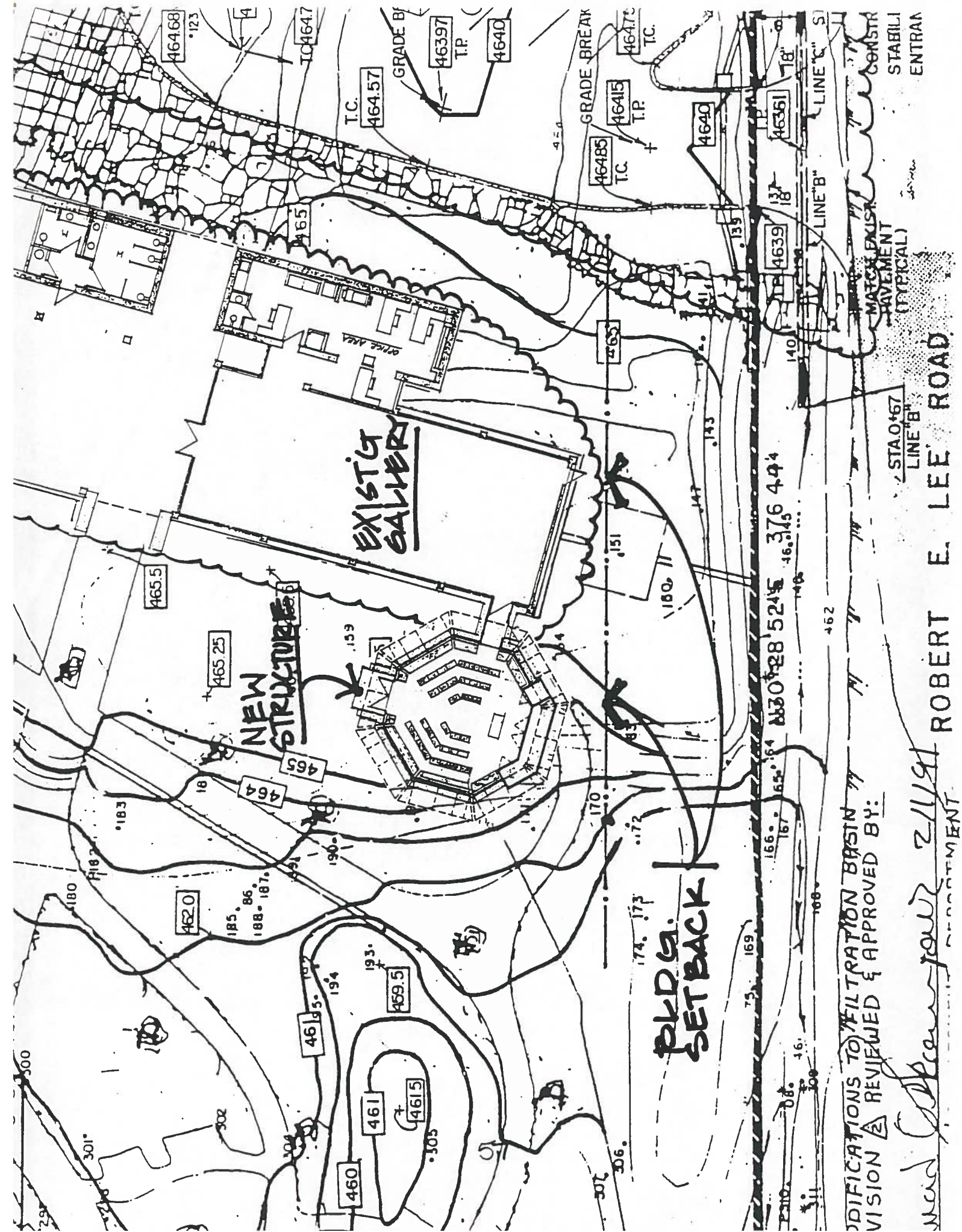
These improvements may be made under the current MOI Agreement. FUSG will inform PARD of its progress and may be required to prove

Parks and Recreation Board
Umlauf Sculpture Garden Addition
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financial ability to undertake the construction. Department staff will review and approve the building plans and specifications prior to construction.

James M. Heitz
for, Michael J. Heitz, AIA, Director
Parks and Recreation Department

MJH:sc





Austin DMO, Inc.

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(512) 469-1766 voice
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June 13, 1995

Jody Hamilton
Austin Parks & Recreation Department
1110 Barton Springs Road
Austin, TX 78704

Dear Jody,

On behalf of the Austin Downtown Management Organization, Inc., I hereby request, in writing, a place on the Park & Recreation Department's next meeting agenda.


The nature of our request involves a proposal to relocate the Trail of Lights from Zilker Park to Downtown Austin during the holiday season.

If you have any questions or need additional information, I may be reached at:

Chris McFadden
Marketing Manager
Austin DMO, Inc., Suite #100
Austin, TX 78701
Phone: (512) 469-7620
Fax: (512) 477-7456

Thank you for your consideration.

With Regards,


Christopher G. McFadden
Marketing Manager

13 June 1995

Councilmember Jackie Goodman
P. O. Box 1088
Austin, Texas 78767-8833

RE: Walsh Boat Landing/Parking Lot

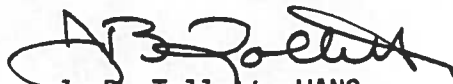
Dear Councilmember:

The board of directors of West Austin Neighborhood Group(WANG) on 5 December 1994 unanimously voted to send to the City of Austin a request to impose a nightly curfew at Walsh Boat Landing from 10p.m. to 5a.m.. This request would bring the park and its attended parking lot into line with curfews imposed at all other City parks. An enforced curfew would also be a step forward in the elimination of commercial use of the park facility.

This request was sent to the PARD in January of 1995 for action. A follow up letter was sent in April of 1995. On 1 May 1995 Director Heitz replied saying the city wide curfew applicable to parks would be enforced on the parking lot at Walsh. Unfortunately, either through a lack of concern, or an unwillingness to take on a potentially politically volatile situation, virtually no action has been taken beyond writing a few warning tickets to enforce the existing curfew. As it now stands, any potential action involving the curfew has been delayed until at least mid-July. WANG feels this is an unacceptable position. Although we look forward to working with PARD on long term solutions to the problems involving Walsh Boat Landing and its adjacent parking facility, we feel that the City should immediately enforce the curfew as provided in City ordinance.

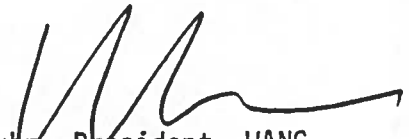
On behalf of WANG I appeal to you for help on this matter. The City has formally assumed jurisdiction over Walsh, therefore let it also assume control over the facility by at least enforcing the existing ordinances.

We thank in advance for any help you can give us.



J. B. Tollett, WANG
3701 Bonnie Road
Austin, Texas 78703

Sincerely;



M. Kuhn, President, WANG
P.O. Box 5722
Austin, Texas 78763-5722

copies:

Hon. Bruce Todd, Mayor
Councilmembers:

Garcia Mitchell
Nofzinger Shea
Reynolds

Michael Heitz, Director, PARD
Phil Friday, Navigation Board,
PARD
Col. L. Swift, Park Police